[27th December 1956

Appendix IV.

[Vide item III (3) on page 365 supra.]

L.A. BILL No. 37 OF 1956.

(As passed by the Assembly.)

A Bill further to amend the Pudukkottai (Settlement of Inams) Act, 1955.

Whereas it is expedient further to amend the Pudukkottai (Settlement of Inams) Act, 1955 (Madras Act XXIII of 1955), for the purposes hereinafter appearing;

Be it enacted in the Seventh Year of the Republic of India as follows :—

1. *Short title.*—This Act may be called the Pudukkottai (Settlement of Inams) Second Amendment Act, 1956.

2. *Amendment of section 3, Madras Act XXIII of* 1955.—In the Pudukkottai (Settlement of Inams) Act, 1955 (Madras Act XXIII of 1955) hereinafter referred to as the principal Act)—

(i) section 3 shall be renumbered as sub-section (1) of that section and in the section as so renumbered, for the words "all lands held on inam tenure at the commencement of this Act in the merged territory of Pudukkottai", the words "all such inams" shall be substituted;

(ii) after sub-section (1) of section 3 as so re-numbered, the following sub-section shall be added namely :—

"(2) After the completion of the settlement of every inam under the provisions of sub-section (1), the particulars of such settlement shall be published in such form and in such manner as may be prescribed."

3. *Amendment of section 5, Madras Act XXIII of* 1955.—In section 5 of the principal Act, for the words "are hereby repealed", the words, figures and brackets "shall, in relation to any inam, stand repealed from the date on which the settlement of that inam is published under sub-section (2) of section 3" shall be substituted.

Appendix V.

[Vide item III (4) on page 366 supra.]

L.A. BILL No. 38 OF 1956.

(As passed by the Assembly.)

A Bill further to amend the Madras Land Revenue (Surcharge) Act, 1954.

Wheres it is expedient further to amend the Madras Land Revenue (Surcharge) Act, 1954 (Madras Act XIX of 1954), for the purposes hereinafter appearing :

27th December 1956]

Be it enacted in the Seventh Year of the Republic of India as follows :—

1. *Short title.*—This Act may be called the Madras Land Revenue (Surcharge) (Second Amendment) Act, 1956.

2. *Insertion of new section 5-A in Madras Act XIX of 1954.*—After section 5 of the Madras Land Revenue (Surcharge) Act, 1954 (Madras Act XIX of 1954), the following section shall be inserted, namely :—

" 5-A *Appeal against order of assessment.*—(1) Any land-holder objecting to the amount of surcharge assessed under clause (*a*) or clause (*b*) of sub-section 3 of section 5 or denying his liability to be assessed to surcharge under this Act may appeal against the assessment—

(i) where the assessment has been made by the Tahsildar, of a taluk or range, to the Revenue Divisional Officer of the division concerned ;

(ii) where the assessment has been made by the Revenue Divisional Officer of a division to the Collector of the district concerned ;

(iii) where the assessment has been made by the Collector of a district to the Board of Revenue."

(2) The appeal shall be in the prescribed form and shall be verified in the prescribed manner.

(3) The appeal shall be presented within a period of thirty days from the date of the service of the order of assessment but the appellate officer or authority referred to in sub-section (1) may admit an appeal presented after the expiration of the said period if he or it is satisfied that the appellant had sufficient cause for not presenting it within the said period.

(4) An appeal under this section shall be heard in such manner as may be prescribed. In disposing of an appeal the appellate officer or authority may—

(i) confirm, reduce, enhance or annul the assessment ; or

(ii) set aside the assessment and direct the assessment to be made after such further inquiry as may be directed :

Provided that no enhancement of an assessment shall be made under this section unless the appellant has had a reasonable opportunity of being heard against such enhancement.

Provided further that at the hearing of any appeal against an order of assessment the officer who has made the assessment shall have the right to be heard either in person or by a representative.

(5) The appellate officer or authority may, at the conclusion of the appeal communicate the orders passed in the appeal to the assessee and to the officer who made the assessment.".